



RULE-MAKING ORDER

CR-103 (June 2004)
(Implements RCW 34.05.360)

Agency: Department of Agriculture

- Permanent Rule
- Emergency Rule

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
- Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes
 - No
- If Yes, explain:

Purpose: In WAC 16-303-230 under the category "For all other kinds" the fee amount for a standard sampling was inadvertently lowered from \$0.15 per cwt to \$0.018 per cwt. when it was intended to be raised to \$0.18 per cwt. From March 1, 2007 to October 12, 2007, the Washington State Department of Agriculture worked with affected industry to modify its Seed Program fee schedules. The modifications realign certain fees to correspond to the amount of time necessary to render a particular service. To that end, some fees were raised, some were lowered. During the process, minutes were taken regarding the proposed level of fees to be assessed. However, the draft language requested from the Office of the Code Reviser contained a typographical error that went unnoticed. With this filing, the typographical error is corrected.

Citation of existing rules affected by this order:

Repealed:
Amended: Chapter 16-303 WAC
Suspended:

Statutory authority for adoption: RCW 15.49.310

Other authority : Chapter 34.05 RCW

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR on 07-17-073 on August 13, 2007.

Describe any changes other than editing from proposed to adopted version:

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: _____ phone () _____
Address: _____ fax () _____
e-mail _____

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

Date adopted: October 12, 2007

NAME (TYPE OR PRINT)

Valoria Loveland

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

9:24
07-24-082

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in the agency's own initiative:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

AMENDATORY SECTION (Amending WSR 03-18-071, filed 8/29/03, effective 9/29/03)

WAC 16-303-230 Official seed sampling or similar service. Fees for official sampling are in addition to travel time and mileage.

Crop	Fee	Minimum charge
Peas, beans, small grains or seeds of similar size	<u>Standard sampling</u> \$(0.05) 0.07 Per cwt.	\$(30.00) <u>35.00</u>
	<u>I.S.T.A. sampling \$ 0.09</u> <u>Per cwt. plus \$ 7.50 Per lot</u>	<u>\$ 35.00 plus \$7.50 Per lot</u>
For all other kinds	<u>Standard sampling</u> \$(0.15) 0.18 Per cwt.	\$(30.00) <u>35.00</u>
	<u>I.S.T.A. sampling \$ 0.22</u> <u>Per cwt. plus \$ 7.50 Per lot</u>	<u>\$ 35.00 plus \$ 7.50 Per lot</u>